



General Assembly

Amendment

February Session, 2014

LCO No. 4057

HB0550604057HD0

Offered by:

REP. ROJAS, 9th Dist.

SEN. OSTEN, 19th Dist.

REP. AMAN, 14th Dist.

To: Subst. House Bill No. **5506**

File No. 499

Cal. No. 292

"AN ACT CONCERNING SCRAP METAL SOLD ON BEHALF OF MUNICIPALITIES."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 21-11a of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2014*):

5 (a) A scrap metal processor, as defined in section 14-67w, shall
6 record, for all loads of scrap metal purchased or received by such
7 processor, a description of such scrap metal, the weight of such metal,
8 the price paid for such metal and the identification of the person who
9 delivered such metal. Such scrap metal processor shall take a
10 photograph of the motor vehicle delivering such scrap metal,
11 including the license plate of such vehicle. Such scrap metal processor
12 shall not be required to segregate scrap metal it receives from other

13 materials on its premises and hold the same for five days except for
14 wire or cable that could be used in the transmission of
15 telecommunications or data or scrap equipment, wire or cable that
16 could be used in the transmission or distribution of electricity by an
17 electric distribution company unless purchased from (1) a person
18 licensed pursuant to section 29-402 to engage in the business of
19 demolition of buildings, or (2) a person who has already segregated
20 such scrap metal pursuant to this chapter and such person provides
21 such scrap metal processor with a written statement affirming such
22 segregation. Upon receipt of a load of scrap metal [which] that
23 contains wire or cable that could be used in the transmission of
24 telecommunications or data or scrap equipment, wire or cable that
25 could be used in the transmission or distribution of electricity by an
26 electric distribution company, such scrap metal processor shall take a
27 photograph of the motor vehicle delivering such scrap metal,
28 including the license plate of such vehicle, and of such load of scrap
29 metal. Upon receipt of wire or cable that could be used in the
30 transmission of telecommunications or data or scrap equipment, wire
31 or cable that could be used in the transmission or distribution of
32 electricity by an electric distribution company, such scrap metal
33 processor shall make a copy of the certificate of registration of such
34 vehicle, record a description of the material received, and record a
35 statement as to the location from which the material came.

36 (b) The scrap metal processor shall maintain the documents,
37 photographs and other records required under subsection (a) of this
38 section in good condition and shall retain such records for a period of
39 not less than two years. Such records shall be open for inspection by
40 law enforcement officials upon request during normal business hours.

41 (c) A scrap metal processor, junk dealer or junk yard owner or
42 operator shall immediately notify a municipal law enforcement
43 authority in the municipality in which such scrap metal processor,
44 junk dealer or junk yard is located of the name, if known, and motor
45 vehicle license plate number, if available, of any person offering to sell

46 a bronze statue, plaque, historical marker, cannon, cannon ball, bell,
47 lamp, lighting fixture, lamp post, architectural artifact or similar item
48 to such scrap metal processor, junk dealer or junk yard owner or
49 operator.

50 (d) No scrap metal processor, junk dealer or junk yard owner or
51 operator may purchase or receive a stainless steel or aluminum alloy
52 beer or other beverage keg container if such container is marked with
53 an indicia of ownership of any person or entity other than the person
54 or entity presenting such container for sale. For purposes of this
55 subsection, "indicia of ownership" means words, symbols or a
56 registered trademark printed, stamped, etched, attached or otherwise
57 displayed on such container that identify the owner of such container.

58 (e) No scrap metal processor, junk dealer or junk yard owner or
59 operator may purchase or receive any property that such scrap metal
60 processor, junk dealer or junk yard owner or operator suspects or has
61 reasonable cause to believe is municipal property unless the person
62 delivering such property presents at the time of delivery a letter on the
63 letterhead of the municipality authorizing such purchase or receipt
64 and signed by either (1) the chief executive officer of the municipality,
65 or (2) the head of the municipal department responsible for
66 maintaining such public property. The scrap metal processor, junk
67 dealer or junk yard owner or operator shall send any moneys paid for
68 such municipal property to the official designated in the letter of
69 authorization.

70 [(e)] (f) A scrap metal processor who has purchased scrap metal that
71 is subsequently determined to have been stolen and is returned to the
72 owner of such metal shall have a civil cause of action against the
73 person from whom such metal was purchased.

74 [(f)] (g) A first violation of subsection (a), (b), (c), [or] (d) or (e) of
75 this section shall be a class C misdemeanor. A second violation of any
76 of said subsections shall be a class B misdemeanor and a third or
77 subsequent violation of any of said subsections shall be a class A

78 misdemeanor."

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>October 1, 2014</i>	21-11a
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